

**PROCEEDINGS OF THE GREEN COUNTY BOARD OF SUPERVISORS**

**March 8, 2011**

Harvey Mandel, Vice-Chair, called the meeting to order.

The Clerk read the roll with 23 present, 7 absent being Everson, Glynn, Guth, Dalton, Hart, Carter and Stettler, and 1 tardy being Lueschow.

The Board recited the Pledge of Allegiance.

Motion by Wolter, seconded by Wickline to approve the minutes of the January 11, 2011 meeting. Motion carried by a unanimous voice vote.

Pleasant View Nursing Home Administrator Terry Hensel presented her department's annual report and the strategic plan. Motion by Cryor Burgweger, seconded by Wickline to approve the annual report. Motion carried by a unanimous voice vote.

Motion by Hanson, seconded by P. Davis to nominate Brian Buchholtz to a two year term as Corporation Counsel. Motion carried by a unanimous voice vote.

**RESOLUTION 3-1-11**

**DISALLOWANCE OF CLAIM**

*Claim of Wrongful Death of Eunice Magee*

**WHEREAS**, a Notice of Injury was received on November 24, 2010, in the office of the Green County Clerk; and

**WHEREAS**, said Notice of Claim alleges that "County of Green and/or Pleasant View Nursing Home and/or one or more of its employees or agents, while working within the scope of his/her employment for the County of Green and Pleasant View Nursing Home as an agent, servant and/or employee, was negligent, including but not limited to failing to assess, develop and implement a care plan, follow physician's orders, communicate properly with physicians, provide safety preventions, provide care and treatment for the health and safety of Eunice Magee, which in turn injured Eunice Magee and led to her wrongful death on June 23, 2010"; and

**WHEREAS**, after review of this matter by the Corporation Counsel's office, said office recommends that this claim be denied.

**NOW, THEREFORE, BE IT RESOLVED**, by the Green County Board of Supervisors, in legal session assembled, that the claim submitted by Attorney Howard S. Sicula on behalf of the Estate of Eunice Magee and Bonnie Smythe, be and the same is hereby denied and disallowed and no action on this claim may be brought against Green County or any of its officers, agents, or employees after six (6) months from this date of service of this notice, pursuant to §893.80, Wis. Stats.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Claimant, Estate of Eunice Magee and Bonnie Smythe, by way of Attorney Howard S. Sicula, via certified mail, return receipt requested, as a notice of disallowance pursuant to §893.80, Wis. Stats.

**SIGNED: AUDITING, BONDING AND CLAIMS COMMITTEE**

Sue Disch, Chair

Ron Wolter, Vice-Chair

Mary Alice Hart

Motion by Disch, seconded by Wolter to adopt Resolution 3-1-11. Motion carried by a unanimous voice vote.

**RESOLUTION 3-2-11**

**Resolution Increasing Huber Law Board Fees**

**WHEREAS**, Section 303.08, Wis. Stats., provides for Huber Law employment while jailed at the Green County Jail; and

**WHEREAS**, said Huber inmates are to be liable for charges for the cost of their board as fixed by the Green County Board of Supervisors; and

**WHEREAS**, Section 1-14-1 of the Green County Code, as enacted in conformance with Wisconsin Statutes, establishes the cost of board for Huber inmates and other prisoners as established by the Green County Board of Supervisors; and

**WHEREAS**, the Green County Law Enforcement Committee has reviewed the current cost of the Huber Law board and has determined that an increase to same is necessary.

**NOW, THEREFORE, BE IT RESOLVED** by the Green County Board of Supervisors, in legal session assembled, that the per prisoner cost of daily board shall be increased from \$15.00 to \$16.50 effective immediately upon publication.

**SIGNED: LAW ENFORCEMENT AND PUBLIC SAFETY COMMITTEE:**

Dennis Dalton, Chair

Sherri Fidducia

Cal Wickline, Vice-Chair  
Gary Davis

Richard Thoman

Motion by Disch, seconded by Olson to adopt Resolution 3-2-11. Motion carried by a unanimous voice vote.

### **RESOLUTION 3-3-11**

#### ***Resolution Authorizing Human Services Position***

**WHEREAS**, County Code 1-7-4 directs and charges the Personnel and Labor Relations Committee with the responsibility for considering and recommending requests for employee reclassification, creation and description of new positions and associated grades.

**NOW, THEREFORE, BE IT RESOLVED**, by the Green County Board of Supervisors, in legal session assembled, that the Board consider the recommendation of the Personnel and Labor Relations Committee for the following new limited term position at Human Services:

**Unit:** Aging & Disabilities Resources Unit  
**Title:** LTE Social Worker II  
**Grade:** 62, Non-Union  
**Status:** Part-time 11.5 hrs per week  
**Hourly Rate:** \$16.83 (January 1, 2011 rate)  
**Benefits:** FICA and Worker's Comp  
**Effective Date:** Upon passage, with position to end on or around 02/2012  
**Tax Levy:** 00.00

**SIGNED: PERSONNEL AND LABOR RELATIONS COMMITTEE:**

Arthur Carter, Chair  
Mary Alice Hart  
Dennis Dalton  
Herb Hanson

Harvey Mandel, Vice-Chair  
Ray Francois  
Pat Davis

Motion by Furgal, seconded by Hanson to adopt Resolution 3-3-11. Motion carried by a unanimous voice vote.

### **ORDINANCE 11-0301**

#### ***Modification of Health Insurance and Personal Days***

**WHEREAS**, the Personnel and Labor Relations Committee has general supervision over all personnel policies of the County, including health insurance and personal leave days for employees, and

**WHEREAS**, the County has passed Resolution 12-4-10 opting to participate in the Wisconsin Public Employer's Group Health Insurance Program for all Green County employees effective April 1, 2011; and

**WHEREAS**, as a result of Resolution 12-4-10, certain changes need to be made in the Green County Code concerning mainly employees who are not members of a union.

**NOW, THEREFORE, BE IT ORDAINED** by the Green County Board of Supervisors, in legal session assembled, that the following additions, deletions and corrections be made to the Green County Code.

**\*Note: The effective date of the following modification to Ordinance 1-9-16 shall be the date on which the County is officially enrolled in the Wisconsin Public Employer's Group Health Insurance Program, which is expected to be April 1, 2011.**

**1-9-16: HEALTH INSURANCE PROGRAM**

A. ~~**40-Hour Work Week:** The health insurance coverage for full-time employees who work in a department which has a normal full-time work week of forty (40) hours per week and who select single or family coverage, the County agrees to pay ninety percent (90%) of the monthly premium for the health insurance coverage, with the remainder to be paid by the employee. Newly hired employees shall receive health insurance coverage the first of the month following thirty (30) days of employment. Employees working less than twenty (20) hours per week are not eligible for health insurance. For those working twenty (20), but less than thirty (30) hours per week, fifty percent (50%) of the ninety percent (90%) of the cost of the premium will be paid by the County, with the remainder to be paid by the employee. For those employees working thirty (30), but less than forty (40) hours per week, seventy five percent (75%) of the ninety percent (90%) of the cost of the premium will be paid by the County, with the remainder to be paid by the employee.~~

~~**37½-Hour Work Week:** The health insurance coverage for full-time employees who work in a department which has a normal full-time work week of thirty-seven and one-half (37½) hours per~~

~~week and who select single or family coverage, the County agrees to pay ninety percent (90%) of the monthly premium for the health insurance coverage, with the remainder to be paid by the employee. Newly hired employees shall receive health insurance coverage the first of the month following thirty (30) days of employment. Employees working less than eighteen and three-quarters (18.75) hours per week are not eligible for health insurance. For those working eighteen and three-quarters (18.75), but less than twenty-eight (28) hours per week, fifty percent (50%) of the ninety percent (90%) of the cost of the premium will be paid by the County, with the remainder to be paid by the employee. For those employees working twenty-eight (28), but less than thirty-seven and one-half (37.5) hours per week, seventy-five percent (75%) of the ninety percent (90%) of the cost of the premium will be paid by the County, with the remainder to be paid by the employee.~~

- A. All County Employees who are eligible to join the Wisconsin Public Employer's Group Health Insurance Program shall be eligible for health insurance premium contributions by the County. Newly hired eligible employees who elect to receive health care through the County shall receive health insurance coverage the first of the month following thirty (30) days of employment. The County shall pay no more than 90% of the total premium of the least costly qualified insurance plan available in Green County. Employees shall be responsible for any additional premiums owed for the health plan they choose. County contribution to health insurance premiums shall be based upon how many hours an employee works for the County and how many hours constitutes a full work week for the department in which the employee works, forty (40) hours or thirty-seven and one-half (37.5) hours as follows:

**Regular 40-Hour Work Week**

<u>Hours worked per work week</u>	<u>Amount of Lowest Cost Qualified Plan Employer Shall Contribute</u>
40	90%
Less than 40, at least 30	75% of 90%
Less than 30, at least 20	50%
Less than 20, at least 12	25%

**Regular 37.5-Hour Work Week**

<u>Hours worked per work week</u>	<u>Amount of Lowest Cost Qualified Plan Employer Shall Contribute</u>
37.5	90%
Less than 37.5, at least 28	75% of 90%
Less than 28, at least 20	50%
Less than 20, at least 12	25%

**\*\*Renumber the subparagraphs following in this section accordingly.**

**\*Note: Effective upon passage.**

**1-9-11: PERSONAL DAYS**

Personal days will be granted on the following basis to full-time employees.

- A. ~~Five (5) days during each employment year, that is, anniversary date to anniversary date. Three (3) days during each employment year on a calendar year basis.~~
- B. No personal days shall be allowed during the first ninety (90) days of an employee's probationary period. (Amd. Ord. 10-0101, 2/9/10)
- C. Days shall be arranged in advance with the department head.
- D. No reason need be given for the taking of a personal day, except that the employer must be told that it is to be considered as such, otherwise the employee will not receive pay.
- E. ~~The first four of these personal days are to be taken from accumulated sick leave. (Ord. 05-1001, 10-18-05)~~

~~FE.~~ Personal leave may be taken in hourly intervals.

**SIGNED: PERSONNEL AND LABOR RELATIONS COMMITTEE**

Arthur Carter, Chair

Harvey Mandel, Vice-Chair

Dennis Dalton

Pat Davis

Ray Francois

Herb Hanson

Mary Alice Hart

Motion by Disch, seconded by Thoman to adopt Ordinance 11-0301. Motion carried by a unanimous voice vote.

There were no appointments or out-of-state travel requests for the board's consideration.

Motion by Kubly, seconded by Disch to adjourn. Motion carried.

STATE OF WISCONSIN            )  
  )SS

COUNTY OF GREEN            )

I, Michael J. Doyle, County Clerk, in and for said County, do hereby certify that the above and foregoing is a true and correct copy of the proceedings of the County Board of Supervisors of Green County, Wisconsin, on their meeting of March 8, 2011, A.D.

Michael J. Doyle  
Green County Clerk